C.F. 71-B

1944

Department of Rev

OFFICE Bd of Rev

STATION Madras

~~Rev Bd~~ Mis No. 2081

Dated 19-12-44

Pages in the file. 10+7

SUBJECT.

Allowances - Taddk - (S. Kanara) - Coorgapar tk - Hadeva vge - Vishwanwarthe dec - Revival of allowance and payment of arrears - Sanctions

I 3102

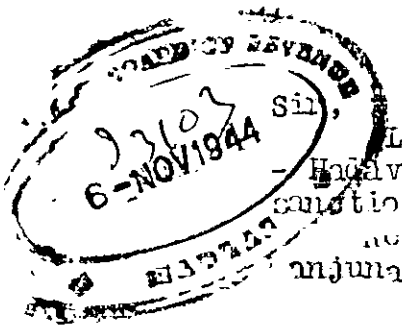
FROM

Rao Sahib Sri P. Ramadoss, B.A.,
Collector of South Kanara.

TO

The Secretary, Board of Revenue
Land Revenue & Inamination,
MADRAS.

Ref. 3542-44-A5, dated 31-10-1944.



Sir,

ALLOWANCES- Taslik - South Kanara District - Coondapur Taluk - Hadavu Vishnumurthi Dev - Re-admission and payment of arrears - sanction of - Report -(submitted.)-Called for

Ref:- Petition dated 15-8-1943 of Krishna Madyastha and Manjunatha Hebbar.

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The institution No.341, Vishnumurthi Dev. of Hadavu village of Coondapur Taluk, shown at page 68 of G.O.No.2095, Revenue, dated 9-10-1925, was receiving an annual tasdik of Rs.57/- under the B.D. System from the Land Revenue collections of the same village. As the tasdik due to it remained unclaimed for over 6 years, the allowance was struck off the registers under B.S.O. 67-1(7) in this office D.Dis.3060-37 dated 2-9-1937. The Tahsildar reports that the tasdik from fasli 1338 onwards remains unpaid, that services have been regularly performed all these years, that the building of the temple which was in disrepairs was rebuilt in the year 1942 and recommends the re-admission of the allowance and payment of the arrears of tasdik for the period of 13 years (applied for by the petitioner.)

5K6 P15(B)

PP17-18(1)

P.T.O.

2. As services are reported to have been regular, I recommend that the allowance that has lapsed may be -- revived and payment of arrears sanctioned with effect from fasli 1338 under S.S.O. 67-1(7) as amended by C.S. No. 147 dated 3-4-40 with the usual deductions prescribed for arrear claims.

3. The records of enquiry (20 pages) and the records of this office D.Dis.3060-37, dated 2-9-1937 (2½ pages) are enclosed for reference and return.

For Collector.

1/3 Cr 2.11.44. 20.11 Facts as at p/nf

3/4 coll's letter at p/cf — a

Ref J 3103/44-1 dt 20-11-44

with ref to para 1(7) of 1350 67, the Collr. is requested to report, whether the failure to claim the allowance for the last 13 yrs was due to disability or neglect on the part of the petnrs, and why it was not claimed all these years.

To coll-S.K. 17-11-44 18/11

From
Rao Sahib Sri P. Ramadoss, B.A.,
Collector of South Kanara.

To
The Secretary, Board of Revenue,
Land Revenue & Irrigation, MADRAS

Ref.No.6649-44-A5, dated 23-11-1944.

Sir,

ALLOWANCES. - Tasdik - South Kanara District - Coondapur Taluk Headman Hadavar Vishnumurthi Dev. - Re-admission and payment of arrears - Further report submitted.

Ref:- Board's Ref.L.3103/44-1, dated 20-11-1944.

The records of enquiry submitted already to the Board with this office Ref.No.6649-44-A5, dated 31-10-1944 show that the building was in disrepairs from the year 1932. Tasdik allowances paid under the Beriz deduction system are not disbursed to the trustees of institutions whose buildings are in disrepairs in this district, till those buildings are repaired or rebuilt. Failure to claim and receive payment of the tasdik in this case was therefore, due to disability and not due to neglect unless the failure to have the buildings repaired for 10 years is considered to be due to neglect.

For Collector.

24.11.44

1 [CL-R]

Allowances - Tasik - (S. Kanara) - Transport & Service.
Hajava rgt - Vishwamurthi Dev - Revival of
payment of arrears - Sanction

collis letter at p1 cf
Brief at p2 cf
collis letter at p3 cf
} a

Mess 208/Sd 19 - 12-44

Sanction the Revival of the lapsed allowance and payment of percentage arrears due to the institution subject to the usual deductions. under note (3) to BSO 67-2.

To the collector JS Kanara
1) Ready encls
2) Contd D.V. 30/12 B 30 60 B 37 0 24 37

P.W. 1 Statement of Ramakrishnayya of Hadavu grama dated 13.6.1944 before R.S. of Baindoor.

I am one among the Mokhtesars of local Vishnu temple. I had presented my Mukhtesar Sanad to my Jajar last year. The Sanad granted to my father as well as to Shivarama Joyish was also shown to him. Two years has elapsed since the temple buildings were repaired and rebuilt. After the completion and installation of the new deity, Parameshwara Adiga is working as the priest. But before this also pooja was performed regularly during that period Manjunath Bhat was the priest. Since Samvathsar 1929, the above temple was not getting the Tasdik, but before that it was getting at Rs 7. During that period also Sri Manjunath was the priest. So I pray that arrears of Tasdik may be granted.

Statement of Sri Manjunatha Bhat Son of Sheshabhat Bhat of Hadavu Village before the R.S. of Baindoor dated 13.6.44

Some years before the Government was granting Tasdik to the local Vishnu temple. But since last 11 years, the above temple was not getting it. For many years I am the Hereditary priest of the temple. In 1934 the Trustee Sheshabhatayya died, but until that time Sheshabhatayya and Shivarama Joyish were the Mokhtesars of the temple. Since 1932, until 1942 the above temple was in a damaged condition. But thanks to the efforts of the local people the temple was repaired and reinstalled. During the bad condition of the temple, I was performing the pooja regularly. All the Conveniences necessary for the pooja were given by the following men from their own pocket. Manjunatha Hebbar (1) Krishna Hadigantha (2) Manjayya Aythala

Statement of Manjayya Aythala son of Nagappa Aythala of Hadavu Village dated 13.6.44 before the R.S. of Baindoor.

Since 11 years before 1942, the Vishnu temple of Hadava grama was in a bad condition. But during this time myself and one manjunath Hebbar and Krishna Madhyastha were joined together and by our own money and effort we have had all the pooja performed regularly through the Manjunath Bhat. In 1942 we have had the temple repaired and rejuvenated. In case the temple will not get its share of the Tasdik we will put into a great loss as well as to great inconvenience to regular Poojas of the temple

Statement of Krishna Madhyastha son of Shesha Madhyastha of Hadava village dated 13.6.44 before the R.I. of Baindoor.

"Vishnu temple of Hadava Village was getting Rs. 57/- annually until 1934, Patel Sheshappayya and Shivarama Joysh were Mokhtesars of the temple. On account of the quarrels between them, the temple was in a bad condition for last 11 years. But during the period Myself manjunath Hebbar and Manjayya Aythal have had all the rites performed through one Manjunath Bhat, from our own expenditure, He is the 1st priest of the temple from the beginning. In 1942 we have had the temple building repaired and the deity was reinstalled. After installation, Parameshwara Adiga became the 1st priest and Manjunatha Bhat second priest. During the time of Tasdik the above mentioned Shivarama Joysh was the 1st priest. According to the Sanad issued in 1943 myself became amongone of the Mokhtesars. For repair and reinstallation a large amount of money had been spent by us. Besides this we have also spist a large amount of money for the regular performance of Poojas.

17/

pp 11-12 I

A

There are still some works to be done as constructing a tank as well as finishing some parts of buildings. So if we cannot get the Amount of Tasdik due to the temple we would be in a great loss. So I request that you may order the grant of Tasdik annually along with arrears due to the temple.

Translated by Hussein Sahib 14.11.11 dwk. B.J.Rao

Notefile J 3103/44

Allowances - Jasick - (S. Kamara) - Coondapur TK - Hadavarge - Vishnumurthi dev - Re-admission and payment of arrears.

From the Coll of S K. Ref 6649/4445 dt 31-X-44
To AS (9)

According to the list of money allowances appended to G.O. No. 2065 Rev dt 9-X-29 an allowance of Rs 57/- was due to institution No. 341 Vishnumurthi dev of Hadavarge of Coondapur TK. As the allowance was not claimed for more than six yrs, it was ordered to be struck off the registers by the Coll in his D. dis 3060-37 dt 29-37. It is reported that the allowance remains unpaid since 7 1338, that services have been regularly performed all these yrs and that the temple building which was in disrepair was rebuilt in 1942. With ref. to a

2 4.8.14

(claiming the allowance arrears)

petition from the Trustees of the temple the Colln now p. 1 + 2
recommends the reassessment of the allowance p + 2
and the payment of arrears for the last 13 yrs.

Under BS-O 67-1(7), the Bd. may p to 2 ½ & 1 (a) (c)
revive lapsed allowances and sanction payment
of arrears in all Cases where the institution
was kept up and service properly rendered. The
reason for not claiming the arrears in Cases
where the service has not been kept up. This
is a case where the institution was kept up and service
was properly rendered. The allowance was not claimed
all the while, probably due to misunderstandings Add p 15 (J)
between the trustees and the patel. In cases where
the payment of arrears may be sanctioned or whether
the Colln may be asked to report definitely why the
trustees failed to apply for the allowance all these 13 years
though they were doing service. H 4.83-6 with FOX
C 5 [68]

WP 10-11-44 According to para 1(7) of BSO. 10.67, the Board may revive

a lapsed allowance, if it is satisfied that the failure to apply for the allowance was due to disability and not to neglect. The Collr. has not given any reasons for not claiming the allowance all these years since fasli 1338. Hence before considering the question of sanctioning the allowance and payment of arrears of allowance, it is held that the Collr. may be asked to report definitely, whether the failure to claim the allowance was due to disability and not due to neglect; & why it was not claimed all these years when since was kept up.

A

11/11/44.

Please get the relevant Mulkumbalat pp 7 to 12 ~~of~~ in (1) translated & see whether they give any reason for the delay

20
11/11

Jo AS(2)

AS(2)

Ryce:- Addl Secy's query about Translation of the statement at pp 7 to 12 of (1) is ordd. ok

(Y). Attention is invited to the portion marked 'A'

in the Statement of Krishna Madhyastha, one of the trustees, at para 2 of the reasons for the case. The reason for the delay in general is said to be due to the quarrels between Seshappayya & Shivarama Joysa, the other trustees of the temple.

YP 15-11-44 From the above, it is seen that the reason for not claiming the allowance so far is not given, even in the records of enquiry. As the allowance can be waived, and ~~and~~ ~~to~~ paid only if the Board is satisfied that the failure to apply is not due to neglect, it seems necy. that a further report has to be called for from the asst. In the O.C. it is for orders whether the asst. may be asked to report as at 'A' above. For orders.

VSC Bye 67 para 10 (1) (a) (443 Fasc 69 - C.S 188. 744

B 16/11/44.

YP 17/11

To A.S (I)

Draft submitted for approval

A.S (I).

YP 17-11-44 17/11

BB 18/11

A.S.II

p2- BBS ref 93103/44-12/2a-11-44

p3- Collr's reply Ref 6649/44-45/23-11-44

BBS (2)

The file in question relates to the revival of lapsed allowance and payment of arrears to the Sri Ammurthi Devi Temple of Hanuman Vela Coolie Post T.K.S. Kanara Dt. According to the list of various allowances appended to B.O. 2065 Rev. Dis. 9-10-25, the allowance to this institution is Rs 57/- per annum. As the allowance was not claimed for more than 6 yrs, it was ordered to be struck off the register by the Collr. in his D.dis 3060/37 Dis 2-9-37. The Collr. states that the allowance was not paid since 7/1338, that the temple was in disrepairs from 1932 to 1942 when it was rebuilt and that services have been properly rendered all these yrs. The trustees of the temple request revival of the allowance and payment of arrears for 11 yrs. The Collr. recommends the request and states that arrears of 13 yrs may be sanctioned. He also states that in his district, allowances are not disbursed to institutions whose buildings are kept in disrepairs and that failure to claim allowance for these yrs in this case was not due to neglect but disability under a ruling to get the building repaired for a yrs is considered to be due to neglect. Under BBs 62- I (I), the Board can revive lapsed allowances and sanction arrears if the institution has been kept up and services properly rendered. In this case service has been properly rendered; but the building was in disrepairs for 10 yrs from 1932 to 1942. The building was restored and rebuilt only in 1942. The Bd may revive the lapsed allowance. As regards arrears, they can be sanctioned by the Board if the institution can be considered as having been kept up during the period that the building was in disrepairs. The Collr. may be asked to report whether the institution can be considered to have been kept up during the period of disrepairs, as required in the BBs after ascertaining the actual state of disrepairs and also enquiring and after consulting the H.R.E. Bd. if necessary, whether the building owner is disabled from repairing the building and from claiming allowance due to payment of disability

~~Out of the arrears for which an allowance is claimed, we~~ have the services ~~were properly rendered~~ reported to have been when the temple was in disrepair and have no recommend payment of arrears for 13 yrs which the pujaris claim as it fell 4 yrs.

It is stated that after the receipt of the Audit's report dt 1.12.64 to the referee proposed above, the question of sanctioning the arrears of allowance may be considered, since as per ~~Govt~~ do Fin. no. 6711 CL, the Board can claim the arrears only if the institution can be certified to have been kept up ~~in~~ ~~complete~~ building in good repair.

For orders.

4/12

As the service was rendered without cessation, it has to be considered that the institution was kept up though the building was for some years in disrepair. The allowance may be revived & the C/Ar asked to pay the arrears subject to the usual deductions prescribed by rules.

p2 n (M)

RG
5/12

CLR

(From p 5 ns)

4/12

To AS (I)

draft submitted

7.12.64 8/12 9/12